

IN THE CIRCUIT COURT OF THE 17th JUDICIAL CIRCUIT  
IN AND FOR BROWARD COUNTY, FLORIDA

IN RE: GRAND JURY PROCEEDINGS

JULY-DECEMBER 2015 TERM

BROWARD COUNTY GRAND JURY

**COPY**

TESTIMONY OF: PETER PERAZA

PROSECUTOR: ALBERTO RIBAS, ASA  
TIMOTHY DONNELLY, ASA

DATE: December 10th, 2015

TIME: 3:54 p.m. - 4:45 p.m.

PLACE: BROWARD COUNTY COURTHOUSE  
201 Southeast 6th Street  
Grand Jury Room, 902  
Fort Lauderdale, Florida 33301

(A quorum of 17 grand jurors were present for the  
following proceedings.)

1 (Thereupon, the following is an EXCERPT of the  
2 Grand Jury proceedings had:)

3 \* \* \* \* \*

4 MR. DONNELLY: Is Eric going to come in with  
5 you? Is your lawyer going to come in with you?

6 THE WITNESS: No, he's not.

7 MR. DONNELLY: Is that a choice that you made?

8 THE WITNESS: Yes.

9 THEREUPON,

10 PETER PERAZA

11 was called as a witness and, having been first duly  
12 sworn, was examined and testified as follows:

13 MR. DONNELLY: Introduce yourself and spell  
14 your first name and last name.

15 THE WITNESS: Deputy Peter Peraza, first is  
16 P-E-T-E-R, last is P-E-R-A-Z-A.

17 MR. DONNELLY: Mr. Ribas is going to go over  
18 your rights with you, but I just want to make sure  
19 before we start, you know, that you're here  
20 voluntarily without any subpoena, therefore, you  
21 have no immunity for anything you say here.

22 THE WITNESS: Yes.

23 MR. DONNELLY: You're also entitled to have  
24 your lawyer sit in here with you if you so desire.  
25 It's not an imposition, it's a right that you have.

1 Do you want him in here with you?

2 THE WITNESS: No, he doesn't have to sit in.

3 MR. DONNELLY: Okay.

4 BY MR. RIBAS:

5 Q. Deputy Peraza, good afternoon, sir.

6 A. Good afternoon.

7 Q. I'm just going to read this form to you. I  
8 assume this has gone over to you ahead of time, but  
9 nevertheless, I'm going to read it to you. It's  
10 entitled waiver of immunity.

11 It says I, Deputy Peter Peraza, by my  
12 signature herein below, acknowledge that I have been  
13 advised of my constitutional rights, to it my right to  
14 remain silent and refuse to testify, my right to have  
15 and immediately consult with an attorney of my own  
16 choosing, and if I cannot afford such attorney, my right  
17 to have an attorney appointed to immediately consult  
18 with me free of charge.

19 Further, I have been advised that if I do  
20 testify, anything I say may be used against me in a  
21 court of law and I have been advised that if I do so  
22 testify, I may refuse to answer any particular question.  
23 or questions and may terminate the questioning at any  
24 time.

25 Knowing and understanding these rights, I'm

1 nevertheless willing to testify and I do hereby  
2 voluntarily consent to appear and testify before the  
3 grand jury July through December 2015 term.

4 Further, I acknowledge that I have been  
5 advised of the immunity laws in the State of Florida and  
6 I do hereby voluntarily waive immunity from prosecution  
7 for any offense of mine which may be disclosed or  
8 indicated by me in so appearing and testifying or by any  
9 testimony which I may give or make before the said grand  
10 jury July through December 2015 term.

11 Do you understand every single thing I read to  
12 you, sir?

13 A. Yes.

14 Q. And is it still your position at this point in  
15 time that you wish, without subpoena, upon invitation  
16 only, and knowing all the rights I've just read to you,  
17 to testify before this grand jury?

18 A. Yes.

19 Q. Okay. I'm going to ask you to confirm that --  
20 if I may approach, sir -- by your signature at the end  
21 of the paragraph.

22 And for the record, you have signed off; is  
23 that correct?

24 A. Yes.

25 Q. Okay. And then I'm going to read the last

1 paragraph, which is just below your signature.

2 On this 10th day of December, 2015, before me  
3 personally appeared Deputy Peter Peraza known to me to  
4 be the person described in and who executed a foregoing  
5 consent and waiver and upon being by me duly sworn, by  
6 Mr. Donnelly, as well, who gave you the oath, he  
7 acknowledged to me that he executed the same freely and  
8 voluntarily for the purposes therein expressed.

9 Now I'm signing off on the document at the  
10 bottom. Okay?

11 A. Okay.

12 Q. Okay. Deputy, how old are you, sir?

13 A. 37.

14 Q. And are you -- you still work for the Broward  
15 Sheriff's Office based upon your uniform; correct?

16 A. Yes.

17 Q. How long have you been a police officer?

18 A. I have been a police officer for the Broward  
19 Sheriff's Office now for four years, and I have been a  
20 detention officer with them for 11.

21 Q. So a total of 15 years approximately?

22 A. Yes.

23 Q. The prior 11 years, you were working what  
24 capacity, sir? Prior to being a deputy, you were a  
25 corrections officer; right?

1 A. Yes.

2 Q. Where did you work? What were your duties?

3 A. As a correction officer?

4 Q. Yes, sir.

5 A. I worked various areas in the detention  
6 center. I think my last position was in central intake,  
7 booking and processing and incoming arrestees.

8 Q. All with BSO?

9 A. Yes.

10 Q. All at the local jail system?

11 A. Yes.

12 Q. Now, the last four years, you have been  
13 employed as a deputy sheriff with the Broward Sheriff's  
14 Office?

15 A. Yes.

16 Q. So you shifted from the correctional aspect of  
17 the job to a deputy sheriff aspect?

18 A. Yes.

19 Q. To do that, did you have any training to be  
20 able to be allowed to serve as a deputy sheriff and  
21 change your position as a corrections officer?

22 A. Yes.

23 Q. What did you do?

24 A. I had to take a cross-certification class.

25 Q. What does that mean?

1           A.    I basically had to cover the blocks that they  
2 don't cover in the detention academy that's only for the  
3 law enforcement academy.

4           Q.    Did you have any training when you did that  
5 with regards to the use of force? Was that before, when  
6 you were a corrections deputy?

7           A.    Yes. We had both in detention and law  
8 enforcement.

9           Q.    And specifically, when you're allowed to use  
10 deadly force as a deputy?

11          A.    Yes.

12          Q.    What was your training in that?

13          A.    Basically, if our life was in imminent danger,  
14 possible death could occur from the incident we're  
15 responding to, we're allowed to use deadly force.

16          Q.    If the life of another person is in danger, do  
17 you have any training in regards to that? If it's not  
18 just your life, but someone else's?

19          A.    Yes.

20          Q.    Tell us about the training, please.

21          A.    Basically, if we're responding to an incident  
22 to where either the person is going to be a danger to  
23 himself or others around him to the point where there's  
24 a possibility for great injury or death, we're allowed  
25 to use deadly force.

1 Q. Okay. And you received this training when?

2 A. I guess in the corrections academy in 2001 and  
3 then again in the law enforcement academy in 2009.

4 Q. And how is this training received? In other  
5 words, you told us there are parameters when you use  
6 deadly force, but is it a -- is there any active  
7 training in situations or scenarios in the real world?

8 A. Yes. We do an in-service training that's  
9 conducted every year.

10 Q. Tell us about in-service training. What does  
11 that mean?

12 A. Basically, we go over different scenarios.  
13 Our last scenario was active shooter. Basically, they  
14 are training us now how to deal with I guess areas that  
15 have an active shooter in them, how do we approach the  
16 situation, how do we enter a building, whether it be a  
17 school or courthouse, anywhere where somebody is taking  
18 action with a weapon.

19 Q. Okay. And what weapon did you carry back on  
20 July 31st, 2013? What was your service weapon?

21 A. It was a handgun, a Glock 26, .40 caliber.

22 Q. So it was a .40 caliber pistol?

23 A. Yes.

24 Q. And you had -- did you have a -- I assume you  
25 had a magazine in the pistol and two extra?



1           A.    Yes.

2           Q.    Okay. Had you, during the course of your  
3 training, actually discharged that firearm, practiced  
4 with that firearm? Tell us about that.

5           A.    We qualify with our weapon every year.

6           Q.    What does that mean?

7           A.    Just to show we're proficient with the weapon,  
8 we have to -- we take a practice with the weapon, and  
9 then we have to actually do a qualification, which if we  
10 don't pass, we're not certified to carry the weapon  
11 anymore.

12          Q.    Did you have any training with regards to what  
13 -- similar to what happened in this case as far as a  
14 person walking with a potential weapon away from you?

15          A.    Yes.

16          Q.    What were you trained to do in these  
17 situations?

18          A.    Well, these are split second reactions. We've  
19 done training before where there's simulations with a  
20 movie screen, and they have pellet guns that are  
21 pointing at us. Whether we make the right choice or  
22 not, whether we are shot in practice.

23                I mean, they are not real weapons that we are  
24 being shot with, they are more like paintball guns, but  
25 they just give us different scenarios on how to approach

1     them, people walking down the street, people walking  
2     away from us, people in the jail that may have obtained  
3     a weapon somehow.

4           Q.    It sounds like those are shoot, don't shoot  
5     scenarios?

6           A.    Yes.

7           Q.    How about with regards to taking cover  
8     scenarios such as that when you're out in the open? Do  
9     you have any training with regards to that prior to  
10    actually using your weapon?

11          A.    Yes, we've trained.

12          Q.    Did the orders, verbal orders, the commands  
13    that are supposed to be given in situations such as what  
14    happened here -- is there any training with regards --  
15    not only to giving commands, but what commands are to be  
16    given so there's no miscommunications or tragedies that  
17    occur? Do you understand what I'm asking?

18          A.    Yeah. If -- how we go about our verbal  
19    commands, trying to communicate with whoever the  
20    possible threat is?

21          Q.    Yes.

22          A.    Yes.

23          Q.    What are you taught?

24          A.    We're always taught, you know, give them  
25    verbal commands, let them know we're the Broward

1 Sheriff's Office, we're deputies, drop the weapon, get  
2 down on the ground, depending on the situation.

3 Q. Do you have any training -- and this is kind  
4 of a unique question -- but do you have any training  
5 with regards to perhaps when a person is impaired as far  
6 as, you know, they can't hear you, if they are deaf,  
7 potentially? Is there any kind of sensitivity training  
8 in that sense with regards to use of force?

9 A. No.

10 Q. July 31st, 2013 was a Wednesday when this  
11 happened, this incident, this shooting. How long had  
12 you been a deputy away from corrections from that exact  
13 day?

14 A. It had been a year and a half.

15 Q. A year and a half?

16 A. Yes.

17 Q. When you start off as a deputy, is there a  
18 training, in other words, an on-the-job training that  
19 you have to go through first?

20 A. As soon as we're done with the cross class.

21 Q. Yes.

22 A. We're with a field training officer for about  
23 three months.

24 Q. And what's the purpose of the field training  
25 officer for three months?

1 A. About three months.

2 Q. Tell us about your experience. What was the  
3 purpose of that? Can you pass? Can you fail?

4 A. Yes, you can. If you fail, they let you go.  
5 You are terminated from law enforcement.

6 Q. And the purpose of the FTO is to do what?  
7 What do they do with you?

8 A. They train you how to answer calls, daily  
9 calls as a road patrol officer.

10 Q. And you do successfully go through those three  
11 months, I assume?

12 A. Yes.

13 Q. Do you have any training about, when you do  
14 have to use force, as to how to shoot or if you would  
15 have to fire your weapon when you're aiming at a  
16 person --

17 A. Yes.

18 Q. -- where you aim?

19 A. Yes.

20 Q. What does your training tell you where to aim?

21 A. We're always trained to aim for center mass.

22 Q. Where is that?

23 A. That would be the chest area.

24 Q. Why is that?

25 A. It's the biggest part of the body, and it

1 would kind of incapacitate the threat almost  
2 immediately.

3 Q. And how long are you supposed to fire when you  
4 have a deadly force situation?

5 A. Until there's no longer a threat.

6 Q. So you're taught to fire until the threat  
7 stops?

8 A. Yes.

9 Q. Now, July 31st, 2013, were you on duty?

10 A. Yes.

11 Q. Okay. Were you dressed in a uniform similar  
12 to what you are today as far as the BSO patches on the  
13 sleeves, the badge on your left chest, the utility belt,  
14 etc.?

15 A. Yes.

16 Q. The call, based upon what we see from the  
17 evidence, came in about 4:10, 4:11 in the afternoon.  
18 Where were you right before the call came in?

19 A. I was at our district office.

20 Q. Okay. The Oakland Park district office?

21 A. Yes.

22 Q. What were you doing there?

23 A. I was waiting for a sergeant.

24 Q. Okay. And what happens?

25 A. I was dispatched to the call. I was available

1 for calls. The dispatcher advised there was a  
2 disturbance with a weapon. There was an individual  
3 described as a black male wearing a white shirt and blue  
4 jeans walking north on Dixie Highway on the west side of  
5 the road.

6 Q. Okay. Did -- were you in the building or were  
7 you in the car by the station?

8 A. I was in the building at the time.

9 Q. Okay. So when you say you were dispatched,  
10 did you have your radio with you, or you hear the call  
11 and then you go to the car?

12 A. Yes.

13 Q. Okay. Did you have a marked car?

14 A. Yes, I did.

15 Q. All the bells and whistles as far as BSO  
16 insignia and all that?

17 A. Yes.

18 Q. Okay. You get in the car. Where do you go?

19 A. I headed south. It's only about maybe -- from  
20 where dispatch had stated the individual is walking is  
21 maybe four or five blocks. It wasn't very far at all.

22 Q. On Dixie Highway?

23 A. Yes.

24 Q. Okay. As you're going south on Dixie Highway,  
25 any updates?

1           A.    Yes.  Other than the disturbance call, then  
2           they said they were getting multiple 911 calls,  
3           basically other people calling in describing the same  
4           situation.

5           Q.    Okay.  And as you're going south on Dixie,  
6           what information do you know or do you have in your mind  
7           before you actually see the suspect?

8           A.    I just have to probably approach with caution,  
9           just approach with caution, be careful.  If there is a  
10          person walking around with a firearm, it's possibly  
11          loaded.  He can see my unit and immediately start to  
12          fire.

13          Q.    What information do you have in your -- what  
14          did you hear what the call was about exactly?  What did  
15          you already know before you had contact visually with  
16          Mr. McBean?

17          A.    That he was walking north on Dixie Highway  
18          carrying a rifle.

19          Q.    Okay.  You're going south.  You're in the car  
20          by yourself?

21          A.    Yes. .

22          Q.    When do you first see Mr. McBean?

23          A.    I saw him at the 5200 block of North Dixie  
24          Highway.  He was on the westbound side walking north.

25          Q.    So he's in the lane -- the sidewalk closest to

1 you going southbound?

2 A. Yes.

3 Q. Only two lanes in that area going south;  
4 right?

5 A. Yes.

6 Q. Do you actually pass by him?

7 A. Yes.

8 Q. Any problems when you pass by -- I mean,  
9 you're in a marked vehicle. Does he point the gun at  
10 you?

11 A. I believe he saw my vehicle.

12 Q. I understand that. But did he --

13 A. No, he didn't point the weapon at me.

14 Q. Why didn't you stop and take cover behind your  
15 car while you were in front of him at that point in  
16 time?

17 A. At that point in time, I mean, it was too  
18 close. He was about maybe five feet from my vehicle, so  
19 there would have been no cover. It would have been  
20 almost an ambush situation if I would have gotten out of  
21 my vehicle and he had a loaded rifle.

22 Q. Even behind the engine block?

23 A. No. We were too close. It was too close.

24 Q. Okay. So you went past him --

25 A. I drove just a little past him and then I made



1 an immediate u-turn.

2 Q. Okay. And now you're going north on Dixie?

3 A. No, I didn't continue north. I blocked the  
4 northbound traffic.

5 Q. Okay. LaCerra asked you to do that?

6 A. I remember him going over the radio. He was  
7 saying he was blocking northbound traffic. He might  
8 have given the order, but I just remember I stopped the  
9 northbound traffic.

10 Q. Okay. Did you see any pedestrian going south  
11 on the west side of the sidewalk on Dixie and actually  
12 pass Mr. McBean?

13 A. No.

14 Q. You never saw that?

15 A. No.

16 Q. Did you hear that over the radio?

17 A. No.

18 Q. Okay. So as of right now, basically you  
19 crossed paths with Mr. McBean, as you described, and he  
20 never pointed the gun at you; right?

21 A. No.

22 Q. You did a u-turn and you're blocking traffic?

23 A. Right.

24 Q. Take us through what happens next.

25 A. Well, when he was walking north, he had the

1 barrel of the gun in his right hand. He was almost  
2 walking with it like a cane. As soon as he passed the  
3 vehicle, he seemed to have picked up his pace, started  
4 walking a little faster, and then he threw the weapon  
5 across the shoulders.

6 Q. Okay. So the rifle is laying across his  
7 shoulders?

8 A. Yes.

9 Q. Where are his arms and hands?

10 A. Just holding the weapons with both hands  
11 behind his neck on his shoulders.

12 Q. Okay. And then what does he do?

13 A. He continues to walk north.

14 Q. Where does he go?

15 A. At that point, I remember the sergeant said  
16 we're going to wait for additional units, and then he  
17 started to walk west into the Green Tree Apartments.

18 Q. Okay. Would it be fair to say that at this  
19 point in time, right before he makes that left, you did  
20 not witness him point the rifle at anyone, including  
21 yourself?

22 A. No.

23 Q. No traffic, no other individuals at this point  
24 in time; correct?

25 A. No.

1 Q. Does that lessen your apprehension?

2 A. No, it doesn't.

3 Q. Why not?

4 A. Because we don't know what his intentions are.

5 At this point, I don't know if he has an agenda going  
6 somewhere to use the weapon and he wasn't going to use  
7 it there. I don't know if his intentions at that point  
8 was to shoot at any particular person.

9 Q. Okay. The Green Tree apartment complex, are  
10 you familiar with that complex?

11 A. Yes.

12 Q. Are you familiar with the layout of the  
13 complex?

14 A. Yes.

15 Q. Is that based upon you being a deputy in that  
16 area?

17 A. Yes.

18 Q. What's in the front part of that area where  
19 Mr. McBean turned?

20 A. There's a large tree that creates a roundabout  
21 right as you enter the complex. Just a little further  
22 west of that, there's an apartment -- there's a main  
23 office building.

24 Next to the main office building, there's  
25 some -- there's a laundry room area, and just a little

1 west of that, there's a pool area. On the north side  
2 and on the south side, there's apartments, and there's  
3 walkways in between the pool area, office building, and  
4 the apartments.

5 Q. Did the fact that he may have been a resident  
6 walking home ever cross your mind at this point in time?

7 A. At this point, no.

8 Q. He makes a left, as you described?

9 A. Yes.

10 Q. This is in a safe position based upon prior --  
11 we had an expert actually look at this. So was it on  
12 his shoulders like this, or was it the other way around?  
13 Was it pointed this way? Do you remember which way the  
14 stock and where the barrel was, if you remember?

15 A. No, I don't remember.

16 Q. Okay. So if I got it correctly, Mr. McBean  
17 has it lying flat on his shoulders, but you can't say  
18 which way the stock or the barrel is pointing? You  
19 don't remember?

20 A. No.

21 Q. Was he holding it like I am? Are his hands on  
22 the weapon, or was it more with his hands free and kind  
23 of the wrists on the weapon? Do you remember?

24 A. He was holding it.

25 Q. He was holding it?

1           A.    Yes.

2           Q.    So how I'm holding it right now?

3           A.    Yes.

4           Q.    Okay. He makes a left. I think there should  
5 be a pointer up there. Do you see a little pen thing up  
6 there? There should be a little red button you can  
7 press as a laser.

8                   Let me show you this first and then I'll turn  
9 this off. I'm going to blow this up for you a little  
10 bit. Give me a second. Do you have an idea what we're  
11 looking at here?

12          A.    Yes.

13          Q.    Can you show us approximately, you know,  
14 ballpark-wise, where you saw Mr. McBean turn into the  
15 complex?

16          A.    Right about in this area over here.

17          Q.    Okay. So he makes his left into the complex.  
18 What do you do?

19          A.    At that point, the sergeant was just a little  
20 further north, and he says well, he's walking into the  
21 complex, we can't wait. And he said this is not going  
22 to end well. He said the deputy who is located on the  
23 south side, follow me in.

24          Q.    That's you?

25          A.    That was me. So the sergeant -- and we kind

1 of started losing sight of him as he's walking in. The  
2 sergeant comes and parks his vehicle right about over  
3 here. I drive in and park my vehicle right behind his.

4 Q. So you both park your cars basically due --  
5 close to due east of the front of the office?

6 A. Yes.

7 Q. And where -- now, I assume you get out of your  
8 car?

9 A. Yes.

10 Q. Sergeant gets out of his car?

11 A. Yes.

12 Q. Where do you both go?  
13  
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**Pages 23 through 43 are exempt from  
Public Disclosure pursuant to F.S.  
119.071(2)(e).**

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16 Q. Now, my understanding is you gave a voluntary  
17 statement to Detective Torres on August 5th, which would  
18 have been about four or five days later. Does that  
19 sound right?

20 A. Yes.

21 Q. And you indicated to the detective what had  
22 happened that day as far as the shooting and how it  
23 occurred; is that correct?

24 A. Yes.

25 Q. Do you remember the detective asking you



1 specific questions about whether or not you saw anything  
2 in Mr. McBean's ears?

3 A. Yes, he did ask me.

4 Q. And you were very clear in your response in  
5 saying no; correct?

6 A. I didn't see anything in his ears.

7 Q. You had a chance to review your statement, I  
8 assume; is that correct?

9 A. Yes.

10 Q. So you remember -- that's all accurate that  
11 you said no, you didn't see anything in his ears?

12 A. No, I didn't see anything in his ears.

13 Q. Okay. When was the first time you found out  
14 he had something in his ears?

15 A. When it was in the newspaper.

16 Q. Something was -- was it April or something  
17 like that?

18 A. Yes, this year.

19 Q. Right. Two, three years after the incident?

20 A. Yes.

21 Q. That was the first time you found out about  
22 that?

23 A. Yes.

24 Q. You hadn't heard from other deputies prior to  
25 that at the station talking about that?

1 A. No.

2 Q. After the fact, after you saw the earbuds,  
3 were there any discussions being had about -- that you  
4 know of at the station among deputies, including  
5 yourself?

6 A. I didn't discuss it with anyone else.

7 Q. Did you hear anyone discuss it in your  
8 presence?

9 A. No.

10 Q. The first time you found out about it was when  
11 you saw this photo in the paper?

12 A. Yes.

13 Q. One second. Now, it's my understanding -- and  
14 I know you didn't write for your own award -- but it's  
15 my understanding is supervisor Lieutenant Ostroff put in  
16 for you to receive an award and Sergeant LaCerra; is  
17 that correct?

18 A. Yes.

19 Q. It wasn't very long after this happened;  
20 right? You got this about two or three months later?  
21 Is that about right, or was it a little bit after that?

22 A. Maybe about three months, four months later.

23 Q. Right. And there was a big ceremony. You  
24 know, it's an awards presentation. It's not just for  
25 you, but there's other awards that are given; correct?

1 A. Yes.

2 Q. The gold cross award?

3 A. Yes.

4 Q. And you received the gold cross award and so  
5 did Sergeant LaCerra?

6 A. Yes.

7 Q. And the sheriff, Scott Israel, he was present  
8 and actually -- and I think there's a photo taken, if  
9 memory serves me correct, of all three of you with the  
10 awards in hand, and the sheriff there with you. He gave  
11 you the award; correct?

12 A. Yes.

13 Q. Okay. I know you didn't ask for that, it was  
14 by the lieutenant, but any feelings about getting the  
15 award when you found out after the fact -- you found out  
16 it was an air rifle; right?

17 A. Yes.

18 Q. You found out that he was -- that he lived in  
19 the complex. Any feelings with regards to that award?

20 A. No.

21 Q. Because clearly it's a tragedy; right?

22 A. Yes.

23 Q. But you found out after the fact that he  
24 didn't have a .22 caliber rifle, it was an air gun?

25 A. Yes.

1 Q. Do you know why -- did Ostroff ever tell you  
2 why he submitted the award or recommendation that you  
3 get the award? And again, I understand you didn't  
4 submit it yourself, it was another person, a supervisor.

5 A. Yes.

6 Q. Did he ever tell you why he did that?

7 A. It was -- I didn't know it was him who  
8 actually submitted it. I found that out I think --

9 Q. That's my understanding. If I'm wrong, I'm  
10 wrong, but --

11 A. But yeah. It was a tragic situation. We  
12 didn't receive the award for the actual firing or  
13 because of his death, we only received the award because  
14 of the actions. We put ourselves in the line of danger.

15 Q. Because the investigation was still ongoing,  
16 was it not?

17 A. Yes.

18 Q. And here we are in grand jury, and yet they  
19 give that before all that is concluded. Do you follow  
20 what I'm saying?

21 And again, I realize you didn't -- you were  
22 not the person who actually applied for it, it was given  
23 to you.

24 A. Yes.

25 Q. Just to make that clear out of fairness to

1 you. But you know what the perception is?

2 A. Yes.

3 Q. To try to assist or buttress what had happened  
4 there by getting an award. Can you understand that, at  
5 least that perception?

6 A. I understand, yes.

7 MR. RIBAS: Okay. Tim?

8 BY MR. DONNELLY:

9 Q. When you did the u-turn on Dixie Highway and  
10 you blocked off the northbound traffic, did you activate  
11 your lights?

12 A. I did.

13 Q. Okay. Did he see you activate your lights?

14 A. Possibly. I don't know.

15 Q. Okay. But you had just passed him; right?

16 A. Yes.

17 Q. You did a u-turn right there.

18 A. Yes.

19 Q. Did you look at him to see if he saw you  
20 activate your lights?

21 A. I was basically blocking the traffic. I  
22 didn't see if he turned around or not.

**Pages 50 through 54 are exempt from  
Public Disclosure pursuant to F.S.  
119.071(2)(e).**

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THE WITNESS:

MR. DONNELLY:

THE WITNESS:

MR. DONNELLY:

MR. RIBAS:

GRAND JUROR:

THE WITNESS:

GRAND JUROR:

THE WITNESS:

GRAND JUROR:

MR. RIBAS: I don't know anything that  
occurred after the fact is relevant. Any other  
questions?

GRAND JURORS: No.

MR. RIBAS: May he be released?

GRAND JURORS: Yes.

MR. RIBAS: Thank you.

THE WITNESS: Thank you.

\* \* \* \* \*

(Thereupon, the excerpt was concluded.)

CERTIFICATE OF COURT REPORTER

STATE OF FLORIDA :

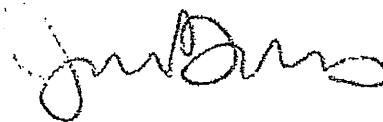
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COUNTY OF BROWARD :

I, JULIE BRUENS, a Court Reporter in and for the State of Florida at Large, do hereby certify that I was authorized to and did report the proceedings in the above-styled cause at the time and place set forth; that the foregoing pages, numbered from 1 through 55, inclusive, constitute a true and complete record of my notes.

I further certify that I am not an attorney or counsel of any of the parties, not related to any of the parties, nor financially interested in the actions.

Dated this 30th day of December, 2015.



JULIE BRUENS

COURT REPORTER



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